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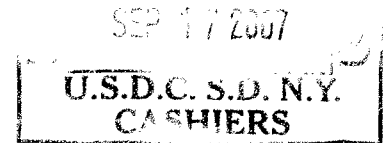
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



PHILIP MORRIS USA INC.,

Plaintiff,

v.

IVAN HOWARD, GEORGE ANDREWS, JAMES
PARKER, KYLE WILLIAMS, ZEEV VICMAN
and SMARTRADE LTD.,

Defendants.

Case No.:

ECF CASE

**RULE 7.1 DISCLOSURE
STATEMENT OF PLAINTIFF
PHILIP MORRIS USA INC.**

Plaintiff Philip Morris USA Inc. submits this Corporate Disclosure Statement pursuant to Federal Rule of Civil Procedure Rule 7.1. To enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for Philip Morris USA Inc. (a private non-governmental party) provides and certifies the following information:

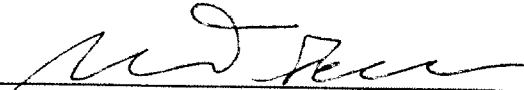
Philip Morris USA Inc. is a corporation incorporated under the laws of the Commonwealth of Virginia. Philip Morris USA Inc. is a wholly-owned subsidiary of Altria Group, Inc.

Altria Group, Inc. is publicly traded on the New York Stock Exchange, under the stock trading symbol MO. All of the issued and outstanding shares of Philip Morris USA Inc. are owned by Altria Group, Inc.

Dated: New York, New York
September 17, 2007

Respectfully submitted,

HELLER EHRMAN LLP

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